

Fill in this information to identify your case:

United States Bankruptcy Court for the:

WESTERN DISTRICT OF PENNSYLVANIA

Case number (if known)

Chapter 11

Check if this an amended filing

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

4/16

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name	<u>K &amp; D Hospitality, LLC</u>		
2. All other names debtor used in the last 8 years	Include any assumed names, trade names and doing business as names		
3. Debtor's federal Employer Identification Number (EIN)	<u>87-0762554</u>		
4. Debtor's address	Principal place of business  <u>111 Sheraton Drive Greensburg, PA 15601</u>	Mailing address, if different from principal place of business  Number, Street, City, State & ZIP Code  <u>P.O. Box, Number, Street, City, State &amp; ZIP Code</u>	
	<u>Westmoreland</u> County	Location of principal assets, if different from principal place of business  Number, Street, City, State & ZIP Code	
5. Debtor's website (URL)			
6. Type of debtor	<input checked="" type="checkbox"/> Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP)) <input type="checkbox"/> Partnership (excluding LLP) <input type="checkbox"/> Other. Specify: _____		

Debtor

**K & D Hospitality, LLC**

Name

**7. Describe debtor's business**

A. Check one:

- Health Care Business (as defined in 11 U.S.C. § 101(27A))
- Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- Railroad (as defined in 11 U.S.C. § 101(44))
- Stockbroker (as defined in 11 U.S.C. § 101(53A))
- Commodity Broker (as defined in 11 U.S.C. § 101(6))
- Clearing Bank (as defined in 11 U.S.C. § 781(3))
- None of the above

B. Check all that apply

- Tax-exempt entity (as described in 26 U.S.C. §501)
- Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor.

See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.**7213****8. Under which chapter of the Bankruptcy Code is the debtor filing?**

Check one:

- Chapter 7
- Chapter 9
- Chapter 11. Check all that apply:

- Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,566,050 (amount subject to adjustment on 4/01/19 and every 3 years after that).
- The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- A plan is being filed with this petition.
- Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11 (Official Form 201A) with this form.
- The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

- Chapter 12

**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?** No. Yes.

If more than 2 cases, attach a separate list.

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?** No Yes.

List all cases. If more than 1, attach a separate list

Debtor \_\_\_\_\_ Relationship \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_ Case number, if known \_\_\_\_\_

Debtor

**K & D Hospitality, LLC**

Name

**11. Why is the case filed in this district?** Check all that apply:

Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.

A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?** No Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.**Why does the property need immediate attention? (Check all that apply.)** It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

 It needs to be physically secured or protected from the weather. It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options). Other \_\_\_\_\_**Where is the property?**

Number, Street, City, State &amp; ZIP Code

**Is the property insured?** No Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information****13. Debtor's estimation of available funds** Check one: Funds will be available for distribution to unsecured creditors. After any administrative expenses are paid, no funds will be available to unsecured creditors.**14. Estimated number of creditors** 1-49 1,000-5,000 25,001-50,000 50-99 5001-10,000 50,001-100,000 100-199 10,001-25,000 More than 100,000 200-999**15. Estimated Assets** \$0 - \$50,000 \$1,000,001 - \$10 million \$500,000,001 - \$1 billion \$50,001 - \$100,000 \$10,000,001 - \$50 million \$1,000,000,001 - \$10 billion \$100,001 - \$500,000 \$50,000,001 - \$100 million \$10,000,000,001 - \$50 billion \$500,001 - \$1 million \$100,000,001 - \$500 million More than \$50 billion**16. Estimated liabilities** \$0 - \$50,000 \$1,000,001 - \$10 million \$500,000,001 - \$1 billion \$50,001 - \$100,000 \$10,000,001 - \$50 million \$1,000,000,001 - \$10 billion \$100,001 - \$500,000 \$50,000,001 - \$100 million \$10,000,000,001 - \$50 billion \$500,001 - \$1 million \$100,000,001 - \$500 million More than \$50 billion

Debtor

**K & D Hospitality, LLC**

Name

**Request for Relief, Declaration, and Signatures**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 18, 2017

MM / DD / YYYY

**X /s/ Parmod Patel**

Signature of authorized representative of debtor

**Parmod Patel**

Printed name

Title President

**18. Signature of attorney**

**X /s/ Justin P. Schantz**

Signature of attorney for debtor

Date October 18, 2017

MM / DD / YYYY

**Justin P. Schantz**

Printed name

**Law Care**

Firm name

**David A. Colecchia and Associates**

**324 South Maple Ave.**

**Greensburg, PA 15601-3219**

Number, Street, City, State & ZIP Code

Contact phone (724) 837-2320

Email address jschantz@my-lawyers.us

**210198**

Bar number and State

Fill in this information to identify the case:

Debtor name	K & D Hospitality, LLC
United States Bankruptcy Court for the:	WESTERN DISTRICT OF PENNSYLVANIA
Case number (if known):	

Check if this is an amended filing

## Official Form 204

### Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

12/15

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
American Express Company 200 Vesey Street New York, NY 10285-3106						\$2,577.92
Chase Visa 270 Park Ave New York, NY 10017						\$8,627.65
City National Bank of West Virginia 3601 Maccorkle Avenue Charleston, WV 25304			Disputed			\$75,000.00
Comcast Corporation Comcast Center 1701 JFK Boulevard Philadelphia, PA 19103						\$2,997.29
Commonwealth of Pennsylvania Department of Revenue Room 104 State Office Building Pittsburgh, PA 15222-1210						\$2,537.14
Discover Financial Services 2500 Lake Cook Road Deerfield, IL 60015						\$8,345.93
Discover Financial Services 2500 Lake Cook Road Deerfield, IL 60015						\$12,074.26

Debtor **K & D Hospitality, LLC**  
Name \_\_\_\_\_

Case number (if known) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Elizabeth Parfitt 115 Burak Street PO Box 89 Bovard, PA 15619						\$272.00
Erie Insurance Group 100 Erie Insurance Place Erie, PA 16530						\$1,270.68
First National Bank of Pennsylvania One North Shore Center 12 Federal Street Pittsburgh, PA 15212		Building and property at 111 Sheraton Drive, greensburg, Pa 15601		\$1,186,651.41	\$1,200,000.00	\$72,365.95
Jack Tickle 129 Manor Street Delmont, PA 15626						\$378.25
Jim Regola Tax Collector 938 St. Clair Way Suite 1 Greensburg, PA 15601						\$43,000.00
Joan Wojnarowski 448 Roosevelt Way Greensburg, PA 15601						\$196.00
Mahendra Kumar Rathod 1 Neilson Gardens Rotunda Hamilton, 3210 NEW ZEALAND						\$13,500.00
Sandeep Singh 76 Eagle School Road Martinsburg, WV 25404						\$5,000.00
Taru Singh 76 Eagle School Road Martinsburg, WV						\$10,000.00
Vicki Rhodes 530 Taylor Street Greensburg, PA 15601						\$196.88
Virginia Hudkins PO Box 742 Rainelle, WV 25962						\$38,000.00

Debtor **K & D Hospitality, LLC**  
Name \_\_\_\_\_

Case number (*if known*) \_\_\_\_\_

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
<b>Wells Fargo Bank, N.A. 101 North Phillips Avenue One Wachovia Center Sioux Falls, SD 57104</b>						<b>\$8,422.95</b>
<b>Wyndham Hotel Group 22 Sylvan Way Parsippany, NJ 07054</b>						<b>\$32,855.30</b>

**United States Bankruptcy Court  
Western District of Pennsylvania**

In re **K & D Hospitality, LLC**

Debtor(s)

Case No.  
Chapter

**11**

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for K & D Hospitality, LLC in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

■ None [Check if applicable]

**October 18, 2017**

Date

**/s/ Justin P. Schantz**

**Justin P. Schantz**

Signature of Attorney or Litigant  
Counsel for K & D Hospitality, LLC

**Law Care**

**David A. Colecchia and Associates  
324 South Maple Ave.  
Greensburg, PA 15601-3219  
(724) 837-2320 Fax:(724) 837-0602  
jschantz@my-lawyers.us**